

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.8006 of 2021

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Kanhaiya Kumar Singh Son of Late Chandra Mohan Singh Resident of
Village - Pure Chhapra, P.O. - Sonoho Bhatha, P.S. - Parsa and District- Saran

... .. Petitioner/s

Versus

1. The State of Bihar Through the Principal Secretary, The Department of Panchayati Raj, Old Secretariat, Govt. of Bihar, Patna
2. The District Magistrate Saran at Chhapra
3. The District Panchayati Raj Officer Saran at Chhapra
4. The Block Development Officer At Garkha Block Office, District - Saran

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Shiv Shankar Prasad Yadav
For the Respondent/s : Mr.Lalit Kishore (Ag)

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CORAM: HONOURABLE MR. JUSTICE P. B. BAJANTHRI
ORAL JUDGMENT

Date : 05-01-2022

The matter is heard via video conferencing due to
circumstances prevailing on account of the COVID-19
pandemic.

2. State counsel accept notice for respondent nos. 3
and 4.

3. In the instant petition, petitioner has prayed for
following reliefs:

“1) That by way of this
application the petitioner seeks a
COMPASSIONATE APPOINTMENT to a
Class-3 post in the department of the
Panchayat Raj of the Govt. of Bihar in view
of the death-in-harness of his deceased father
namely Late Chandra Mohan Singh, who
died on 20.10.2019 during the period of his



service to the post of a Panchayat Secretary at Block Office, Garkha of Saran district, vide the death certificate of his deceased father; despite the eligibilities and qualifying features of the petitioner, his representations for the consideration of his case failed to fetch any relief for himself, thus he has moved this Hon'ble Court for a direction/directions to the respondents No. 02 to 04 to select and appoint the petitioner to a Class-3 post of the department, as an annexure to this application.”

4. Short question for consideration in the present petition is whether petitioner is entitled for compassionate appointment on account of death of his father, late Chandra Mohan Singh, who died while he was in service on 20.10.2019 or not? Respondent Nos. 2 to 4 have not taken any decision as to whether petitioner is entitled for compassionate appointment or not for these many years.

5. The very object of providing compassionate appointment is to meet immediate harness in the family. Therefore, it is not correct on the part of the concerned respondents to sleep over the matter. Therefore, the concerned respondent is hereby directed to take decision and pass speaking order within a period of one month from the date of receipt of this order, failing which, petitioner is entitled to litigation cost and it is quantified as Rs. 10,000/-.



6. With the aforesaid observations, the instant
petition stands disposed of.

(P. B. Bajanthri, J)

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CAV DATE	
Uploading Date	
Transmission Date	

